09/07/2004 16:25 FAX 17818639931

Typed or printed name

Signature

**D**eborah Celeste

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SEP 0 7 2004

September 7, 2004

PTO/SB/21 (02-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/809,960 TRANSMITTAL Filing Date March 26, 2004 **FORM** First Named Inventor Frank Olschewski Art Unit (to be used for all correspondence after initial filling) Examiner Name Not Yet Assigned Attorney Docket Number 21295.78 (H5780US) Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Fee Attached Licensing-related Papers of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition Petition to Convert to a After Final Provisional Application Proprietary Information Power of Attorney, Revocation Affidavits/declaration(s) Change of Correspondence Address Status Letter Other Enclosure(s) (please Terminal Disclaimer Extension of Time Request Identify below): Preliminary Amendment Request for Refund Express Abandonment Request CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Individual name Maria M. Eliseeva Signature Date September 7, 2004 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

This collection of Information is required by 37 CFR 1.5. The Information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re:

Frank Olschewski and Dr. Volker

Confirmation No:

7913

Serial No:

10/809,960

Seyfried

Group:

2621

Filed:

March 26, 2004

Examiner:

Not Yet Assigned

For:

Method for Performing Interactions

on Microscopic Subjects that Change in Space and Time, and System

Therefor

Customer No.:

29127

Attorney

21295.78 (H5780US)

Docket No.

## PRELIMINARY AMENDMENT UNDER RULE 115

VIA FACSIMILE: 703-872-9306 Commissioner for Patents

P.O. Box 1450,

Alexandria, Virginia 22313-1450

Sir:

Prior to examination on the merits, please amend the above-captioned application as follows:

-amendments to the claims are reflected in the listing of claims in section a);

Finally, reconsideration is requested in view of the remarks set forth in section b).